



STATE APPEAL BOARD MEETING — October 2016

Meeting. The State Appeal Board met on October 3, 2016, in Des Moines. The Board took the following action:

- Approved approximately \$14,000 in general claims filed under Iowa Code chapter [25](#) and denied three claims totaling approximately \$2,500.
- Approved five tort claims filed under Iowa Code chapter [669](#) for approximately \$18,000. The Board denied tort claims totaling approximately \$137 million.

Settlements. The State Appeal Board approved two settlements:

- A payment of \$150,000 to cover settlement of a 2011 medical malpractice suit filed against the University of Iowa Hospitals and Clinics (UIHC). The claimant alleged that the hospital staff failed to properly diagnose and treat Kent Carder's renal cell carcinoma, ultimately causing his death. The Board unanimously voted to agree to the payment breakdown of \$129,000 to be paid by the University, with the remaining \$21,000 to be paid by the state from the General Fund.
- A payment of \$315,000 to cover settlement of a 2012 medical negligence suit filed against the UIHC. The claimant, Rebecca Martin, alleged that the hospital staff was negligent during an exploratory procedure, ultimately leaving her lower extremities fully paralyzed. The Board unanimously voted to approve the payment breakdown of \$157,500 to be paid by the University, with the remaining \$157,500 to be paid by the state from the General Fund.

Judgments. The Board approved one judgment at its October meeting - A payment of \$225 for court costs from a post-conviction relief case filed pursuant to Iowa Code chapter [822](#), in which the claimant contested the loss of earned time after being found guilty of violating prison rules. The North Lee County Court ordered the state to restore the claimant for his time earned and pay the resulting court costs. The Board voted unanimously to pay the requested sum.

Next Meeting. The next regular meeting of the State Appeal Board is scheduled for November 7, 2016, in Des Moines.

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